

BellSouth Telecommunications, Inc.
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December 29, 2005

Ms. Beth O'Donnell
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602

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PUBLIC SERVICE
COMMISSION

Re: BellSouth Telecommunications, Inc.'s Notice of Intent to Disconnect
Nustar Communications for Non-Payment
PSC 2005-00419

Dear Ms. O'Donnell:

Enclosed for filing in the above-captioned case is the original and ten (10) copies of BellSouth Telecommunications, Inc.'s Motion for Reconsideration.

Very truly yours,


for Dorothy J. Chambers

Enclosures

cc: Parties of Record

615518

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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JAN 03 2006

PUBLIC SERVICE
COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS)
INC.'S NOTICE OF INTENT TO DISCONNECT) CASE NO. 2005-00419
NUSTAR COMMUNICATIONS FOR)
NONPAYMENT)

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
MOTION FOR RECONSIDERATION**

BellSouth Telecommunications, Inc., (“BellSouth”), by counsel, respectfully requests the Public Service Commission of the Commonwealth of Kentucky (the “Commission”), to reconsider its denial of BellSouth’s confidentiality petition with respect to the information highlighted in the November 16, 2005, letter from Joan A. Coleman to Elizabeth O’Donnell pursuant to KRS 61.878(1)(c)1 and 61.878(1)(k). Specifically, the Commission found the highlighted information contained in the letter is not “commercially valuable” to other carriers, “nor is it customer proprietary network information.”

The information for which BellSouth seeks confidentiality is wholesale data specific to the CLEC, Nustar Communications (“Nustar”).¹ Specifically, the information reflects the number of customers that Nustar has in Kentucky. Nustar is a wholesale customer of BellSouth and the information provided is classic customer proprietary network information (“CPNI”).

¹ BellSouth incorporates herein its Confidentiality Petition filed in this case on November 16, 2005, including, but not limited to, the discussion of federal law and CPNI (“the 222(a) obligation”) discussed at 2 therein.

On or about August 8, 2005, BellSouth filed its Motion for Reconsideration in Ky. PSC Case Number 2005-00229 on the same issue.² BellSouth adopts and incorporates its arguments in its Motion for Reconsideration in Case Number 2005-00229 as if fully set forth herein.

Accordingly, for the foregoing reasons as well as the reasons stated in BellSouth's Confidentiality Petition filed November 16, 2005, the Commission should reconsider its earlier decision in this matter and grant BellSouth's request for confidential treatment of the identified information based upon BellSouth's petition filed on that same date.

Respectfully submitted,

for Cheryl R. Wynn

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COUNSEL FOR BELLSOUTH
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² BellSouth Telecommunications, Inc.'s Motion for Reconsideration, *In the Matter of: BellSouth Telecommunications, Inc.'s Notice of Intent to Disconnect Phone-Link, Inc. for Nonpayment*, Case No. 2005-00229 (Ky. P.S.C. August 8, 2005).

CERTIFICATE OF SERVICE – PSC 2005-00419

It is hereby certified that a true and correct copy of the foregoing was served on the following individual by mailing a copy thereof, this 29th day of December 2005.

G. Ray Roberts
Vice President - Operations
Nustar Communications Corp.
1700 Hayes Street
Suite 101
Nashville, TN 37203

for 

Dorothy J. Chambers